

the respective judicial districts, in addition to the salary paid to them by the state and any other compensation authorized to be paid to them by the counties, a reasonable sum to be set by the commissioners court, subject to the provisions of Section 2 of this Act, to be paid in equal monthly installments out of the general fund or officers salary fund of the respective counties. The commissioners courts shall make proper budget provisions for the payment thereof.

Sec. 2. The combined yearly salary from state and county sources of the District Judges of the 24th Judicial District and the 135th Judicial District may not exceed an amount which is \$1,000 less than the combined yearly salary rate from state and county sources received by the judges of the court of civil appeals in whose district the aforementioned judicial districts are located.

Sec. 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 24, 1977, by a non-record vote; passed by the Senate on April 28, 1977: Yeas 31, Nays 0.

Approved May 13, 1977.

Effective Aug. 29, 1977, 90 days after date of adjournment.

## MUNICIPAL ANNEXATION—WATER OR SEWER DISTRICT TERRITORY

### CHAPTER 147

#### H. B. No. 656

An Act relating to municipal annexation of territory within the boundaries of a water or sewer district; adding Section 11 to the Municipal Annexation Act, as amended (Article 970a, Vernon's Texas Civil Statutes); and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. The Municipal Annexation Act, as amended (Article 970a, Vernon's Texas Civil Statutes), is amended by adding <sup>13</sup> Section 11 to read as follows:

#### Annexation of certain political subdivisions

"Sec. 11. A. In this Section, 'water or sewer district' means any district or authority created by authority of either Article III, Section 52, Subsection (b), Subdivisions (1) and (2), or Article XVI, Section 59, of the Texas Constitution, proposing to provide or actually providing water and sewer services or either of these services to household users as the principal function of the district, but does not include a district or authority if its primary function is the wholesale distribution of water.

13. Vernon's Ann.Civ St. art. 970a, § 11.

"B. A city may not annex territory within the boundaries of a water or sewer district unless it annexes the entire portion of the district that is outside the city's boundaries. This restriction does not apply to the annexation of territory in a water or sewer district if the water or sewer district is wholly or partly inside the extraterritorial jurisdiction of more than one city.

"C. An annexation subject to Subsection B of this Section is exempt from the provisions of this Act limiting annexation authority to territory within a city's extraterritorial jurisdiction if:

"(1) immediately before the annexation, at least half the area of the water or sewer district is inside the city's boundaries or its area of extraterritorial jurisdiction; and

"(2) the city does not, in the annexation proceeding, annex any territory outside its extraterritorial jurisdiction except the part of the water or sewer district that is outside its extraterritorial jurisdiction.

"D. Territory annexed in an annexation subject to Subsection B of this Section is included in computing the amount of territory the city may annex in a calendar year under Subsections B and C, Section 7 of this Act. If the area to be annexed exceeds the amount of territory the city otherwise would be permitted to annex, the city may nevertheless make the annexation, but it may make no other annexations in the remainder of the calendar year except annexations subject to Subsection B of this Section and annexations of territory that are excluded in the computation of territory a city may annex in a calendar year under Subsection B, Section 7 of this Act."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 28, 1977: Yeas 139, Nays 0, 1 present, not voting; passed by the Senate on April 28, 1977: Yeas 31, Nays 0.

Approved May 13, 1977.

Effective May 13, 1977.